

Appln No. 10/791,715
Amtd. Dated September 6, 2005
Response to Office Action of August 8, 2005

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REMARKS/ARGUMENTS

In response to the Examiner's further Office Action of August 2, 2005 in the present RCE application, the Applicant submits the accompanying Amendment to the claims and the below Remarks directed thereto.

Claims 1-6 are currently pending in the present application. In the Amendment:
independent claim 1 is further amended to positively recite the adhesive applicator as part of the claimed binding assembly and to omit some of the recitations added to claim 1 in response to the first Office Action dated January 26, 2005;
dependent claims 2-6 remain unchanged and claim 7 remains cancelled.

It is respectfully submitted that the above amendments do not add new matter to the present application.

REMARKS***35 U.S.C. 112, second paragraph Rejections***

It is respectfully submitted that the above-discussed amendment to claim 1 to positively recite the combination of the adhesive applicator, support structure, and vibration imparting and binding mechanisms indicated by the Examiner, addresses the Examiner's concerns regarding whether the claimed invention is directed to the combination or indicated subcombination, and is therefore allowable, together with dependent claims 2-6, for at least the reasons indicated by the Examiner.

35 U.S.C. 103(a) Rejections

It is respectfully submitted that the subject matter of amended independent claim 1, and claims 2-6 dependent therefrom, is not taught or suggested by Johnson in view of Taillie for at least the reasons indicated by the Examiner in the text of the 35 U.S.C. 112, second paragraph rejections.

Further, it is respectfully submitted that amended claim 1 is allowable for the Examiner's indicated reasons even though the above-discussed amendment of claim 1 omits some of the recitations added to claim 1 in response to the first Office Action dated January

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26, 2005, because those recitations were added to distinguish the claimed invention from Johnson in view of Taillie raised by the Examiner in the first Office Action, which the Examiner has re-raised in the current Office Action.

It is respectfully submitted that all of the Examiner's rejections have been traversed. Accordingly, it is submitted that the present application is in condition for allowance and reconsideration of the present application is respectfully requested.

Very respectfully,

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